



# ***FINANCE COMMITTEE***

## ***CITY COUNCIL***

**MONDAY, JUNE 4, 2007  
CITY COUNCIL OFFICE  
5:00 p.m.**

### **AGENDA**

*Committee: M. Goodman-Hinnershitz, Chair; S. Fuhs; J. Waltman*

- |   |                 |
|---|-----------------|
| <b>I. Maximus – contract to review all City fines and fees</b><br><i>(Consensus from Committee requested)</i> | <b>5:00p.m.</b> |
| <b>II. Creation of a Foundation and, or Endowment Fund</b>  | <b>5:15p.m.</b> |
| <b>III. OND Resolution</b><br>-Review of latest proposal submitted by the Administration                      | <b>5:30p.m.</b> |
| <b>IV. BCTV</b><br>-Proposed contract<br>-Review of capital grant   | <b>6:00p.m.</b> |
| <b>V. Review of draft Tax Increment Financing Proposal</b>  | <b>6:30p.m.</b> |
| <b>VI. Response to Police Diversity Board Recommendations</b>   |                 |

### **Upcoming Issues**

Trash and Recycling Costs  
Land Value Tax – Two Tier Tax -  
Policy for the review and adoption of bonds and other financing initiatives  
Storm Sewer Utility  
Water Authority

*It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice.*

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE COUNCIL OF THE CITY OF READING  
AUTHORIZING THE MAYOR TO EXECUTE A  
FFY2007 ONE YEAR ACTION PLAN  
AND FFY2004 TO FFY2008 FIVE YEAR CONSOLIDATED PLAN  
AMENDMENT

WHEREAS, under 24 CFR Part 91, the U.S. Department of Housing and Urban Development (HUD) outlines the consolidated submissions for community planning and development programs which will serve as: (1) a planning document for the City that builds on a participatory process at the grass roots level, (2) an application for federal funds under HUD's formula grant program, (3) a strategy to be followed in carrying out HUD programs, and (4) an Action Plan that provides a basis for assessing performance;

WHEREAS, the FFY2004 to FFY2008 five year Consolidated Plan (30<sup>th</sup> to 34<sup>th</sup> CD years January 1, 2004 to December 31, 2008) and the FFY2007 one year Action Plan (33rd CD year January 1, 2007 to December 31, 2007) have been prepared meeting HUD's requirements and providing guidance for addressing the housing and community development needs of the City;

WHEREAS, \$143,376 is available in CDBG funds to re-program for eligible and fundable activities.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF READING THAT:

The FFY2007 one year Action and FFY2004 to FFY2008 five year Consolidated Plans are amended to reprogram CDBG funding for the following activities

Add \$143,376 to increase total funding to \$156,376 - Reading Beautification Inc. / City Office of Neighborhood Development Community Organizer

Community organizers work with neighborhood groups that have a service area of at least 51% low / moderate income persons. \$15,000 of the funding will be used to publish a neighborhood resource guide for the low / mod neighborhood groups to distribute. The activity eligibility / fundability is low mod area 24CFR570.208(a)(1) / public services 24CFR570.201(e).

The Mayor, on behalf of the City of Reading, is authorized and directed to execute the amendment to the satisfaction of HUD.

PASSED COUNCIL \_\_\_\_\_, 2007

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST:

\_\_\_\_\_  
CITY CLERK

Account Name	Proposed 2007 Budget	Revised 2007
Salaries	\$64,000	\$53,000
Temp Wages	\$62,400	\$34,840
Advertising	\$2,000	\$0
Contracted Services	\$1,500	\$0
Fees	\$12,000	\$5,650
General Plant	\$61,000	\$44,500
Minor Capital	\$8,000	\$2,610
Travel Exp	\$3,000	\$0
Fringe Benefits	\$9,182	\$9,182
Pension		
Social Security	\$9,670	\$8,594
Total Expenses	\$232,752	\$158,376
Source	2007 Revenues	2007 Revenues
CoR Operating Budget	\$35,253	\$35,253
United Way (Proposed)*	\$15,000	\$15,000
CDBG Funding	\$13,000	\$13,000

CDBG Request	\$184,499	\$143,376
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## AGREEMENT

This Agreement entered into this       day of       , 2007, by and between the City of Reading, a political subdivision of the Commonwealth of Pennsylvania, (hereinafter referred to as "City"), and Berks Community Television, a nonprofit corporation organized under and by virtue of the laws of the Commonwealth of Pennsylvania, (hereinafter referred to as "BCTV").

### **WITNESSETH**

WHEREAS, by enacted ordinance (Bill# 101-85), City previously has utilized and has indicated its intent to continue to utilize community access channel capacity and the institutional network to develop and provide cable services that will be in the public interest; and

WHEREAS, City has previously entered into a franchise agreement with BerksCable, providing for a community access channel, a Government access channel, and an institutional network; and

WHEREAS, by authority arising from the aforesaid enacted ordinance (Bill# 101-85), City has previously delegated to BCTV and has indicated its intent to continue to delegate, the responsibility for access channel management to BCTV, termed the Access Channel Manager for a certain term; and

WHEREAS, by Resolution 5-2007 dated January 22, 2007, the City entered into a fifteen (15) year Cable Franchise Agreement with Comcast of New Mexico / Pennsylvania, LLC, effective February 1, 2007 and ending January 31, 2022, whereby the City designated BCTV or its successor as the administrator of the City's public access channel(s) and governmental access channel; and

WHEREAS, BCTV has indicated its intent and desire to be available to continue to assume the responsibilities and fulfill the functions required of Access Channel Manager in the said ordinance/resolution and franchise agreement; and

WHEREAS, by the enacted ordinance/resolution City has indicated its intent that access and community channels provided for any franchise agreement shall be managed in the best public interest, so that programming on such channels will be free of censorship, open to all

residents, and available for all forms of public expression, community information and debate of public issues.

NOW THEREFORE, in consideration of the mutual agreements and promises herein contained, the parties hereto intending to be legally bound have agreed as follows:

1. City hereby delegates to and empowers BCTV to perform those functions originally set forth in the ordinance (Bill# 101-85) at Section 5.8(B) and subsequently Resolution 5-2007 authorizing the Cable Franchise Agreement which referred to BCTV in Section 6.2.
2. BCTV agrees to fulfill all of those functions as set forth above in paragraph 1.
3. BCTV shall have possession and use of all equipment it has previously been supplied with during the previous contract term as well as all equipment it uses at present.
4. BCTV shall provide a report to City at least annually indicating achievements in community based programming and services.
5. During the first year of this contract which shall run from January 1, 2007, through December 31, 2007, City shall pay to BCTV the sum of One Hundred Seventy Thousand Dollars (\$170,000.00). During the second year of this contract which shall run from January 1, 2008, through December 31, 2008, City shall pay to BCTV the sum of One Hundred Seventy-five Thousand Dollars (\$175,000.00). During the third year of this contract which shall run from January 1, 2009, through December 31, 2009, City shall pay to BCTV the sum of One Hundred Eighty Thousand Dollars (\$180,000.00). During the fourth year of the contract which shall run during the period January 1, 2010, through December 31, 2010, City shall pay to BCTV the sum of One Hundred Eighty-five Thousand Dollars (\$185,000.00). During the fifth year of the contract which shall run from January 1, 2011, through December 31, 2011, City shall pay to BCTV the sum of One Hundred Ninety Thousand Dollars (\$190,000.00). During the sixth year of the contract which shall run from January 1 2012, through December 31, 2012, City shall pay to BCTV the sum of One Hundred Ninety-five Thousand Dollars (\$195,000.00). During the seventh year of the contract which shall run from January 1, 2013, through December 31, 2013, City shall pay to BCTV

the sum of Two Hundred Thousand Dollars (\$200,000.00). These payments shall be made by the City to BCTV on a quarterly basis.

6. This agreement shall go into effect on January 1, 2007, and shall remain in effect during good performance for a period of seven (7) years from the said date. However, either party may terminate this agreement at any time, with good cause, by giving the other party ninety (90) days written notice on intention to terminate, said notice to be given by certified mail addressed to the City at the Mayor's Office, City Hall, Reading, Pennsylvania, and addressed to BCTV at its office located at 645 Penn Street, Reading, Pennsylvania, and to be effective on the ninetieth (90<sup>th</sup>) day following receipt of said notice.

7. City shall have the right to audit the books of BCTV after the close of its fiscal year during the term of this agreement to confirm that all payments made by City to BCTV under this agreement have been used by BCTV for the purpose of providing the services required of it under the agreement. Costs of these audits shall be borne by City.

It is the specific intent of the parties that at the end of the aforesaid seven year period, if both parties are in compliance with the requirements hereof, the provision of this Contract shall be renegotiated with the intention of reaching a similar understanding for a reasonable period of time.

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound hereby, have caused this Agreement to be executed on their behalf by the undersigned duly authorized officers and have authorized their corporate seals to be affixed hereto the day and year first above written.

BILL NO. \_\_\_\_\_

**AN ORDINANCE**

**AN ORDINANCE AMENDING THE GENERAL FUND BUDGET FOR THE CITY OF READING INCLUDING REVENUES AND EXPENSES FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2007 AND ENDING DECEMBER 31, 2007, BY AUTHORIZING A CAPITAL GRANT TO BCTV IN THE AMOUNT OF \$192,500.00**

THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Ordinance 76-2006 setting forth the budgeted revenues and expenses for the general fund of the City of Reading for the fiscal year beginning January 1, 2007, and ending December 31, 2007, shall be amended to reflect the issuance of a capital grant in the amount of \$192,500.00 to BCTV.

SECTION 2. All other items, parts, sections, etc. of the General Fund Budget for the City of Reading including Revenues and Expenses for the Fiscal Year beginning January 1, 2007 and ending December 31, 2007 shall remain in effect and unchanged.

SECTION 3. This ordinance shall be effective ten (10) days after its adoption, in accordance with Section 219 of the City of Reading Home Rule Charter.

Enacted \_\_\_\_\_, 2007

\_\_\_\_\_  
President of Council

Attest:

\_\_\_\_\_  
City Clerk